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DANIEL R. BERESKIN, B.Sc. (Eng. Phys.), LL.B.
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Patent & Trade Mark Agents

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STEPHEN M. BENEY, B. Sc. (Physics)
JANICE M. BERESKIN, B.A.

July 14, 1998

**RESPONSE TO NOTICE
TO FILE MISSING PARTS**

The Commissioner of Patents
and Trademarks
Washington, D.C.
U.S.A. 20231

YOUR FILE NO. 09/060,825
OUR FILE NO. 10494-010

Dear Sir:

**Re: U.S. Patent Application No. 09/060,825
For: Method and Apparatus for Noise Reduction, Particularly in
Hearing Aids
Group Art Unit: 2743
Filed: April 16, 1998
Applicant: Robert Brennan**

This is in response to the Notice to File Missing Parts Filing Date Granted mailed May 20, 1998.

Please find enclosed Form PTO-1533, an executed declaration form and a small entity form.

As indicated on the enclosed declaration form, this application claims benefit under Title 35, United States Code § 119(e) of United States provisional application serial no. 60/041,991, filed April 16, 1997. It is respectfully requested that this be made of record.

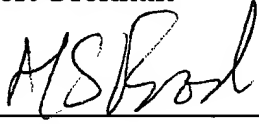
The original application inadvertently included a claim under 35 U.S.C. § 120, and any such claim to the benefit of 35 U.S.C. § 120 is hereby withdrawn. The Office is requested to issue a corrected filing receipt indicating this correction.

The government fee of \$702.00 (\$395.00 filing fee, \$242.00 excess claim fees, \$65.00 surcharge) is included in our cheque no. 579. Any additional fee should be charged to our deposit account no. 02-2095 or any overpayment credited to that account. This paper is being filed in duplicate.

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Respectfully submitted,

Robert Brennan

A handwritten signature in cursive script, appearing to read 'H. Samuel Frost', written over a horizontal line.

H. Samuel Frost
Registration No. 31,696

/mjs



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST/NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/060,825 04/16/98 BRENNAN

R 680148

10494-10

086270520

NOT ASSIGNED

H. SAMUEL FROST
BERESKIN & PARR
BOX 401
40 KING STREET WEST
TORONTO ON M5H 1K3
CANADA

2743

#3

DATE MAILED:

AIR MAIL

05/20/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

DD EXT JUL 20/98 MA

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☒ small entity (statement filed) ☐ non-small entity is \$ 702.00

☒ 1. The statutory basic filing fee is:

☐ missing

☐ insufficient

Applicant must submit \$

such status (37 CFR 1.27)

☐ 2. Additional claim fees of \$

to complete the basic filing fee and/or file a small entity statement claiming

including any multiple dependent claim fees, are required

\$ for Independent claims over 3.

\$ for dependent claims over 20.

\$ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:

☐ is missing or unexecuted.

☐ does not cover the newly submitted items.

☐ does not identify the application to which it applies.

☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

07/22/1998 KOURICHAN 00000008 09060825
A properly signed oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying the application by the above Application Number and Filing Date, is required.

01 FC:201

02 FC:205 A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

03 FC:202 Your filing receipt was mailed in error because your check was returned without payment.

☐ 6. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER

07/22/1998 KOURICHAN 00000008 09060825
Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

04 FC:204

05 FC:205

A copy of this notice **MUST** be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE